

§ 917.179

This report shall be submitted by the fifteenth day of each month following the month in which peach shipments were made.

[39 FR 27118, July 25, 1974, as amended at 63 FR 16041, Apr. 1, 1998; 65 FR 6308, Feb. 9, 2000; 66 FR 39409, July 31, 2001; 69 FR 53793, Sept. 3, 2004]

§ 917.179 Assessment reports.

In lieu of the reporting requirements set forth in §§ 917.176 and 917.178, the Control Committee may request a shipper to file, and upon such request such shipper shall file with the manager of the Control Committee a monthly summary showing the total quantity of pears and peaches which he shipped during the specified month; and such shipper may remit with his monthly report sufficient funds to cover the assessment due on the shipments which he reports.

[23 FR 3996, June 7, 1958. Redesignated at 26 FR 12751, Dec. 30, 1961, and amended at 31 FR 7477, May 24, 1966; 56 FR 23774, May 24, 1991; 56 FR 46369, Sept. 12, 1991]

EDITORIAL NOTE: After January 1, 1979, "Budget of Expenses and Rate of Assessment" regulations (e.g. sections .200 through .299) and "Handling" regulations (e.g. sections .300 through .399) which are in effect for a year or less, will not be carried in the Code of Federal Regulations. For FEDERAL REGISTER citations affecting these regulations, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

EFFECTIVE DATE NOTE: At 59 FR 10056, Mar. 3, 1994, in § 917.179, the words "§ 917.176 and" and "pears and" were suspended, effective April 4, 1994.

Subpart—Assessment Rates

§ 917.258 Assessment rate.

On and after March 1, 2005, an assessment rate of \$0.20 per 25-pound container or container equivalent of peaches is established for California peaches.

[70 FR 56111, Sept. 26, 2005]

7 CFR Ch. IX (1–1–06 Edition)

Subpart—Container and Pack Regulation

§ 917.442 California Peach Container and Pack Regulation.

(a) During the period beginning April 1 and ending November 23, no handler shall ship any package or container of any variety of peaches except in accordance with the following terms and conditions:

(1) Such peaches, when packed in any closed package or container, except master containers of consumer packages, individual consumer packages, and five down Euro containers, shall conform to the requirements of standard pack: *Provided*, That peaches in any such volume-filled container need only be filled to within one-inch of the top of the container.

(2) Each package or container of peaches shall bear, on one outside end in plain sight and in plain letters, the word "peaches" and, except for consumer packages in master containers and consumer packages mailed directly to consumers, the name of the variety, if known, or, when the variety is not known, the words "unknown variety." A marketing name, trademark, or brand name may be associated with the variety name, but cannot be substituted for the variety name.

(3) Each package or container of peaches, except for consumer packages in master containers and consumer packages mailed directly to consumers, shall bear on one outside end clearly and legibly in plain sight and in plain letters the words "U.S. Mature" or "US MAT" if such peaches are mature as defined in the United States Standards for Grades of Peaches (7 CFR 51.1210 through 51.1223); or may instead bear on one outside end clearly and legibly in plain sight and in plain letters the words "California Well Matured" or "CA WELL MAT" if such peaches are well matured as defined in § 917.459.

(4) Each package or container of peaches shall bear, on one outside end in plain sight and in plain letters, the name and address of the shipper.

(5) Each package or container of peaches, except consumer packages mailed directly to consumers, shall bear on one outside end in plain sight and in plain letters, the following